IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL, CIVIL JURISDICTION

**WRIT PETITION NO.1186 OF 2006**

R.J.Tiwari & Ors. ..Petitioners

Vs.

Maharashtra Housing & Area

Development Authority (MHADA)

& Ors. ...Respondents

Mr. S.K.Talsania, Senior Counsel with Mr. K.P. Anilkumar, for the Petitioners.
Mr. K.R. Belosey, Govt. Pleader for Respondent Nos. 1 to 3.

**CORAM: F.I. REBELLO &**
**ANOOP V. MOHTA, JJ.**
**DATE: 27TH NOVEMBER,2006**

P.C.

. Rule. Heard forthwith.

2. The issue which arises in this petition is same or similar to which issue arose in Writ Petition No.6835 of 2005 which was disposed of by us by order dated February 8, 2006. That judgment will also cover the present petitioners.On behalf of the respondents learned Government Pleader after taking instructions points out that even after considering the petitioners there will still be three posts against the quota for promotees. In the light of that the following directions:-

(i) The petitioners who are presently holding post of Executive Engineers will not be reverted till such time the regular D.P.C.is constituted and the D.P.C. considers the petitioners for promotion against the quota meant for promotees.

(ii) The D.P.C. should be convened and completed within three months from today.

(iii) It is only in the event that the petitioners are not selected or promoted it will be open to the respondents to take steps according to law.

(iv) Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO, J)

(ANOOP V. MOHTA J).